

14-1405

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

SEALANT SYSTEMS INTERNATIONAL, INC. and
ACCESSORIES MARKETING, INC.,

Plaintiffs - Cross-Appellants

v.

TEK GLOBAL, S.R.L. and TEK CORPORATION,

Defendants - Appellants

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA IN 5:11-cv-774-PSG
(CONSOLIDATED WITH 5:11-cv-1649-PSG)
HON. PAUL S. GREWAL

**UNOPPOSED MOTION OF PLAINTIFFS AND CROSS-APPELLANTS
SEALANT SYSTEMS INTERNATIONAL, INC. AND ACCESSORIES
MARKETING, INC. FOR EXTENSION OF TIME TO FILE CROSS-
APPELLANT'S BRIEF**

Pursuant to Federal Circuit Rule 26(b), Cross-Appellants Sealant Systems International, Inc. and Accessories Marketing, Inc. (collectively, "Cross-Appellants") respectfully move for a 31-day extension of the due date for Cross-Appellants' Brief. This is Cross-Appellants' first request for an extension of time to file Cross-Appellants' Brief. Cross-Appellants' Brief is currently due on

September 19, 2014 and the extension sought here would extend the due date up to and including **October 20, 2014.**

The requested extension is needed because Defendants and Appellants TEK Global, S.r.l. and TEK Corporation (collectively “TEK”) have raised several distinct issues in their Opening Brief to which Cross-Appellants need additional time to respond and because Cross-Appellants may raise additional, separate issues on cross-appeal. *See* Declaration of Stanley M. Gibson, ¶ 3.

As required by Federal Circuit Rule 26(b)(2), Cross-Appellants informed all other parties that it intended to seek this extension. *Id.*, ¶ 4. Counsel for TEK agreed to Cross-Appellants’ requested extension. *Id.*

Dated: August 27, 2014

/s/ Stanley M. Gibson
Stanley M. Gibson (Bar No. 162329)
Gregory S. Cordrey (Bar No. 190144)
Andrew I. Shadoff (Bar No. 272319)
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Attorneys for Plaintiffs/Cross-Appellants

DECLARATION OF STANLEY M. GIBSON

I, STANLEY M. GIBSON, declare as follows:

1. I am an attorney in good standing and licensed to practice law in the State of California, and before this Court, and a partner with the law firm of Jeffer Mangels Butler & Mitchell LLP (“JMBM”), counsel of record for Plaintiffs and Cross-Appellants Sealant Systems International, Inc., and Accessories Marketing, Inc. (collectively, “Cross-Appellants”), in this appeal. The following facts are within my personal knowledge. I would be competent to testify to the facts stated herein if called to do so.

2. I submit this declaration pursuant to Federal Circuit Rule 26(b)(5) in support of Cross-Appellants’ Unopposed Motion for Extension of Time to File Cross-Appellants’ Brief.

3. The requested 31-day extension is necessary because Defendants and Appellants TEK Global, S.r.l. and TEK Corporation (collectively “TEK”) have raised multiple issues in their Opening Brief to which Cross-Appellants need additional time to respond and because Cross-Appellants may raise additional, separate issues on cross-appeal.

4. On August 26, 2014, I emailed Jon Streeter, counsel for TEK, to request a 30-day extension of Cross-Appellants’ time to file their opening brief. Mr. Streeter agreed to a 30-day extension. Because the 30th day of the extension lands on a Sunday, Cross-Appellants request a 31-day extension.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration was executed this, the 27th day of August 2014, at Los Angeles, California.

/s/ Stanley M. Gibson
STANLEY M. GIBSON

Form 9

FORM 9. Certificate of Interest

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

Sealant Systems International, Inc. and Accessories Marketing, Inc. v. TEK Global, S.r.l. and TEK Corporation

No. 14-1405

CERTIFICATE OF INTEREST

Counsel for the (petitioner) (appellant) (respondent) (appellee) (amicus) (name of party)

Sealant Systems International, Inc. and Accessories Marketing, Inc. certifies the following (use "None" if applicable; use extra sheets if necessary):

1. The full name of every party or amicus represented by me is:
Sealant Systems International, Inc.; Accessories Marketing, Inc.

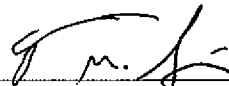
2. The name of the real party in interest (if the party named in the caption is not the real party in interest) represented by me is:
Not applicable

3. All parent corporations and any publicly held companies that own 10 percent or more of the stock of the party or amicus curiae represented by me are:
Illinois Tool Works, Inc.; Accessories Marketing Holding Company

4. ☒ The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this court are:
Jeffer Mangels Butler & Mitchell LLP; Stanley M. Gibson, Gregory S. Cordrey, Andrew I. Shadoff

May 2, 2014

Date



Signature of counsel

Stanley M. Gibson

Printed name of counsel

Please Note: All questions must be answered

cc: _____

FORM 30. Certificate of Service

**UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT**

CERTIFICATE OF SERVICE

I certify that I served a copy on counsel of record on
by:

August 27, 2014

- ☐ US mail
☐ Fax
☐ Hand
☒ Electronic Means
(by email or CM/ECF)

Andrew I. Shadoff

Name of Counsel

/s/ Andrew I. Shadoff

Signature of Counsel

Law Firm

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NOTE: For attorneys filing documents electronically, the name of the filer under whose log-in and password a document is submitted must be preceded by an "/s/" and typed in the space where the signature would otherwise appear. Graphic and other electronic signatures are discouraged.